IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Civil Writ Petition No. 1119 of 2006 (S/S)

Smt. Deepa Rautela
W/o Sri Bahadur Singh
R/o H. No. 222, Jai Lal Shah Bazar,
Mallital, District Nainital.

…….. Petitioner

Versus

1. State of Uttaranchal.
   through Additional Secretary Education,
   Government of Uttaranchal, Dehradun.
2. The Director of Education (Secretary)
   Dehradun Uttaranchal.
3. Nagar Palika Parishad
   through Chairman, Nainital.
4. District Education Officer,
   Bhimtal, Nainital.
5. Principal / Manager Kundan Lal Shah Trust,
   Nagar Palika Girls Inter College Ashdale,
   Mallital Nainital.

…….. Respondents.

None for the petitioner.
Mr. D.S. Patni, learned counsel for respondent No. 3.
Mr. N.P. Sah, learned Standing Counsel for the State.

Hon'ble Prafulla C. Pant, J

None present for the petitioner.

Mr. D.S. Patni, Advocate is present for respondent No. 3.

Learned Standing Counsel is present for the State.

2. By means of this petition, the petitioner, who is engaged as teachers under Parent Teacher Association Scheme on a consolidated salary of Rs. 4,000/-, has sought her regularisation in service.

3. In view of the principle of law laid down in ***Secretary State of Karnataka Vs. Uma Devi, reported in (2006) 4 Supreme Court Cases Page 01,*** that daily wage workers and the persons employed without undergoing regular selection process under the rules, should not be permitted to be absorbed or regularized in the service, against the Constitutional scheme of public employment, this Court is not inclined to issue direction to regularise services of the petitioner.

4. The writ petition is dismissed. Interim order dated 18.08.2006, is hereby, vacated. (All pending applications in this Petition also stand disposed of).

(Prafulla C. Pant, J.)

Dt.: December 01, 2006
H. Negi